

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF SOUTH CENTRAL BELL)	
TELEPHONE COMPANY FOR CONFIDENTIAL)	
TREATMENT OF INFORMATION FILED IN)	CASE NO. 91-017
SUPPORT OF ITS TOUCHSTAR TARIFF)	
FILING)	

O R D E R

This matter arising upon petition of South Central Bell Telephone Company ("South Central Bell") filed December 20, 1990 for confidential protection of the cost support pages relating to the proposed tariff for TOUCHSTAR features on the grounds that disclosure of the information is likely to cause South Central Bell competitive injury, and it appearing to this Commission as follows:

South Central Bell has proposed a tariff for a group of services which it has introduced as "TOUCHSTAR" service features. The information sought to be protected provides revenue, demand, and cost information on each individual feature which is filed in support of the proposed tariff.

The information sought to be protected is not known outside of South Central Bell and is not disseminated within South Central Bell except to those employees who have a legitimate business need to know and act upon the information. South Central Bell seeks to preserve the confidentiality of the information through all

appropriate means including the maintenance of appropriate security at its offices.

807 KAR 5:001, Section 7, protects information as confidential when it is established that disclosure is likely to cause substantial competitive harm to the party from whom the information was obtained. In order to satisfy this test, the party claiming confidentiality must demonstrate actual competition and a likelihood of substantial competitive injury if the information is disclosed. Competitive injury occurs when disclosure of the information gives competitors an unfair business advantage.

Providers of customer premises equipment should be able to replicate all of the TOUCHSTAR features included in a proposed tariff once they have obtained the BCLID feature. Knowledge of the information sought to be protected would give providers of such equipment information which would allow them to more readily compete with South Central Bell's services by knowing South Central Bell's capital and operating costs, as well as contribution for the service. Therefore, disclosure of the information is likely to cause South Central Bell competitive injury, and the information should be protected as confidential.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

1. The cost support information for South Central Bell's proposed tariff for TOUCHSTAR features, which South Central Bell has petitioned be withheld from public disclosure, shall be held


and retained by this Commission as confidential and shall not be open for public inspection.

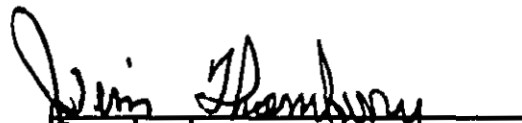
2. South Central Bell shall, within 10 days from the date of this Order, to the extent that it has not previously done so, file edited copies of its responses with the confidential material obscured for inclusion in the public record, with copies to all parties of record.

Done at Frankfort, Kentucky, this 18th day of January, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director